IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE CIVIL JURISDICTION

CIVIL APPLICATION NO.506 OF 2006 IN F.A.NO.162 OF 2006

The State of Maharashtra. ..Applicant.
Vs.
Baban Ganpat Shivekar and ors. ..Respondents

Mrs.G.P.Mulekar, AGP. for the State.
Mr.P.H.Potnis for the Respondent Nos. 1 to 3.

CORAM: S.B. MHASE &
R.S. MOHITE, JJ.
DATE : 28th March, 2007

P.C.

1. Heard both sides.

2. By order dated 13.2.2006 on a statement made by the counsel for the applicant stay was granted by this court on deposit of the decretal amount within a period of 12 weeks. 12-weeks are over. However, the learned counsel for the applicant is not in a position to make any statement as to whether amount has been deposited or not. Under these circumstances, we pass the following order.

3. If the amount has been deposited within 12-weeks as per the order dated 13.2.2006, stay shall be made absolute in terms of prayer clause (b) of the Civil Applications. However, if the amount is not deposited as directed, then the stay stands vacated and civil applications shall stand dispose of.

(R.S.MOHITE, J.) **(S.B.MHASE, J.)**